

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

KENNETH BURNETT,

Defendant.

CASE NO. CR02-162-RSL

SUMMARY REPORT OF U.S.  
MAGISTRATE JUDGE  
AS TO ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE

INTRODUCTION

I conducted a hearing on alleged violations of supervised release in this case on December 4, 2007. The United States was represented by Lawrence Lincoln. The defendant was represented by Walter Palmer.

CONVICTION AND SENTENCE

Defendant had been convicted of Carrying and Possessing a Firearm in the Furtherance of a Drug Trafficking Crime on or about October 3, 2007. The Honorable Robert S. Lasnik of this court sentenced Defendant to 60 days of confinement, followed by 3 years of supervised release. The conditions of supervised release included requirements that defendant comply with the standard 13 conditions.

DEFENDANT'S ADMISSION

U.S. Probation Officer Andrea Porter for Jerrod Akins alleged that Defendant violated the conditions of supervised release in the following respects:

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- (1) Consuming cocaine on or before October 3, 2007, in violation of standard condition no. 7;
- (2) Failing to be truthful with the probation officer on October 3, 2007, in violation of standard condition no. 3;
- (3) Failing to report as instructed on October 2 and October 9, 2007, in violation of the special condition instructing him to participate as instructed in a program approved by the probation office for the treatment of narcotic addition, drug dependency, or substance abuse, which may include testing to determine if the defendant has reverted to the use of drugs or alcohol.

I advised the defendant of these charges and of his constitutional rights. Mr. Burnett admitted violations 1-3, waived any hearing as to whether they occurred, and consented to having the matter set for a disposition hearing.

RECOMMENDED FINDINGS AND CONCLUSIONS

Based upon the foregoing, I recommend the court find that Defendant has violated the conditions of his supervised release as alleged and set the matter for a disposition hearing.

Defendant has been detained pending a final determination by the Court.

DATED this 5<sup>th</sup> day of December, 2007.



MONICA J. BENTON  
United States Magistrate Judge

cc:	Sentencing Judge	:	Hon. Robert S. Lasnik
	Assistant U.S. Attorney	:	Lawrence Lincoln
	Defense Attorney	:	Walter Palmer
	U. S. Probation Officer	:	Jerrod Akins